From: KRALICK
Re: Groundwater Use Restriction GIS Registry Data
Site Name/Address:
EAGLE MART
130 HIGH STREET
RANDOLPH, WI
BRRTS#: 03-14-116729
Date of Closure Decision: 7/27/00 (COND.) GPS date: 6/18/02 (FINAL)
GPS data: 6/18/02 (FINAL)
Y/N- Off-site Contamination Y/N- Right-of-way Contamination
Packet Contains:
Cłósure Letter
Conditional closure letter
All property deeds with 140 ES exceedances
Groundwater Use Restriction Metes/bounds legal description (certified
strvey) ON DEED
☐ Tax parcel number oN GUR ☐ GPS data for each affected property No
General location map
Detailed location map, showing all parcels affected by 140 ES exceedances, property
boundaries, buildings, etc.
Latest map showing gw flow direction, MW, potable wells. [optional: Isoconcentration
maps of compounds =/>ES] Latest map showing extent or outline of Not AVAILABLE
Contamination plume and gw flow direction
Latest table of analytical results
□ Geologic cross section NOT AVAILABLE



State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Scott McCallum, Governor Darrell Bazzell, Secretary Ruthe E. Badger, Regional Director Horicon Service Center N7725 STH 28 Horicon, Wisconsin 53032 Telephone 920-387-7860 FAX 920-387-7888

June 18, 2002

Mr. Werner Minnig W10591 CTH "G" Beaver Dam, WI 53916

Subject: Final Closure of Eagle Mart LUST Case Located at 130 High Street, Randolph,

Dodge County, Wisconsin BRRTS ID # 03-14-116729

Dear Mr. Minnig:

On July 26, 2000 the South Central Region Case Closure Committee reviewed your site for closure. This committee reviews environmental remediation cases for compliance with state laws and standards to maintain consistency in the closure of these cases. On July 27, 2000, you were notified that the Closure Committee had granted conditional closure to this case.

On June 13, 2002, the Department received information indicating that you have complied with the conditions of closure. This additional information included a copy of the groundwater use restriction filed with the Dodge County Register of Deeds, as well as monitoring well abandonment reports and waste disposal confirmation. Previously, correspondence and data had been provided, indicating that your property has been remediated to Department standards in accordance with s. NR 726.05, Wis. Adm. Code. The Department considers this case closed and no further investigation, remediation or other action is required at this time.

However, please be aware that this case may be reopened pursuant to s. NR 726.09, Wis. Adm. Code, if additional information regarding site conditions indicates that contamination on or from the site poses a threat to public health, safety or welfare, or the environment.

The Department appreciates your efforts to restore the environment at this site. If you have any questions regarding this letter, please contact me at 920-387-7867, or at the e-mail address below.

Sincerely,

James Kralick, P.G.

Hydrogeologist, SCR Remediation & Redevelopment Program

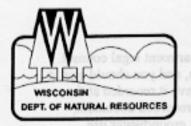
James.Kralick@dnr.state.wi.us

cc: Horicon - LUST case file

Wendy Weihemuller - RR, SCR Fitchburg

Pete Chase, RMT, Inc., PO Box 8923, Madison, Wisconsin 53708-8923





State of Wisconsin \ DEPARTMENT OF NATURAL RESOURCES

Tommy G. Thompson, Governor George E. Meyer, Secretary Ruthe E. Badger, Regional Director Horicon Service Center N7725 STH 28 Horicon, Wisconsin 53032 Telephone 920-387-7860 FAX 920-387-7888

July 27, 2000

Werner Minnig W10591 CTH G Beaver Dam, WI 53916

SUBJECT:

Conditional Closure Request, Eagle Mart, 130 High St., Randolph

BRRTS # 03-14-116729

Dear Mr. Minnig:

On July 26, 2000, your request for closure of the case described above was received and on June 26, 2000, it was reviewed by the South Central Region Closure Committee. This committee reviews environmental remediation cases for compliance with state rules and statutes to maintain consistency in the closure of these cases. After careful review of the closure request, the Closure Committee has determined that the petroleum contamination on the site from former gasoline underground storage tanks appears to have been investigated and actively remediated to the extent practicable under site conditions. Your case will be closed under s. NR 726.05, Wis. Adm. Code, if the following conditions are satisfied:

- MONITORING WELL ABANDONMENT The monitoring wells and other remediation system
 wells and piping at the site must be properly abandoned in compliance with ch. NR 141, Wis. Adm.
 Code, unless long term groundwater monitoring is going to be conducted. If monitoring wells will
 not be immediately abandoned because future groundwater monitoring is planned, you will need to
 notify me of your monitoring plans in order to qualify for case closure. Documentation of well
 abandonment must be submitted to this office on forms provided by the Department of Natural
 Resources.
- WASTE AND SOIL PILE REMOVAL Any remaining waste and/or soil piles generated as part of
 site investigation or remediation activities must be removed from the site and disposed of or treated in
 accordance with Department of Natural Resources' rules. Please send a letter advising me that any
 remaining waste and/or soil piles have been removed once that work is completed.
- 3. GROUNDWATER USE RESTRICTION Section NR 726.05(2)(b), Wis. Adm. Code, provides that if groundwater contamination still exceeds NR 140 enforcement standards when a closure request is submitted, a case may only be closed if a groundwater use restriction is recorded for each property where enforcement standards are exceeded (including street or highway rights-of-way). Therefore, recording the required groundwater use restriction is an option that the Department can offer to you in order to close this case. If you choose not to accept this option, you may be required to conduct additional groundwater monitoring and may choose to perform additional investigation and cleanup of the remaining contamination in order to qualify for unconditional closure. However, you should note that additional investigation or cleanup work may not be cligible for reimbursement from the Petroleum Environmental Cleanup Fund Award (PECFA) Program. You should contact the Department of Commerce to determine if the additional work will be cligible for reimbursement.



I will prepare a draft groundwater use restriction and have it reviewed by Department legal counsel. Once that is completed I will send the draft groundwater use restriction to you, and you should sign it if you own the property, or have the appropriate property owner sign it, and have it recorded at the Fond du Lac County Register of Deeds Office, and then submit a copy of the recorded document, with the recording information stamped on it, to me. Please be aware that if a groundwater use restriction is recorded for the wrong property because of an inaccurate legal description that you have provided, you will be responsible for recording corrected documents at the Register of Deeds Office to correct the problem.

When the above conditions have been satisfied, please submit a letter to let me know that applicable conditions have been met, and your case will be closed.

Please be aware that the case may be reopened pursuant to s. NR 726.09, Wis. Adm. Code, if additional information regarding site conditions indicates that contamination on or from the site poses a threat to public health, safety, or welfare or to the environment.

We appreciate your efforts to restore the environment at this site. If you have any questions regarding this letter, please contact me at the address listed above or as indicated below.

not be immediately abandoned because future groundwater monitoring is planned, you will need to

QROVERDWATER, USE RESTRICTION Section NR 726.05(2)(b), Wis. Adm. Code, provides that if groundwater contemination still exceeds NR 140 enforcement strudents when a closure request is

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Sincerely,

Mark F. Putra, Hydrogeologist
Remediation & Redevelopment

Telephone: (920) 387-7867 Putram@dnr.state.wi.us

cc: C. Bartholomew, RMT Inc., P.O. Box 8923, Madison, WI 53708-8923

EXHIBIT A

WIL 1011 MILE 586

882358

Car

STATE BAR OF WISCONSIN FORM 1 - 1982 WARRANTY DEED

DOCUMENT NO.

This Deed, made between Worner Minnie and Supermart, LLC . Cranses. Witnesseth, The de und Grosse, for a valuable considerance veys to Granuse the following described real estate in ____ County, Some of Waterman.

All that part of Lots 1 and 2,

Block 1, Plat 1, of the Revised
and Congolidated Plat of the
Village of Randolph, lying
North of the alley running
through said Lots as now
located, in the Village of Randolph, Dodge County, Wieconsin.

THIS DEED IS GIVEN IN SATISFACTION OF THAT CERTAIN LAND CONTRACT DATED JULY 1, 1997, AND RECORDED ON JULY 3, 1997, IN VOLUME 927 OF RECORDS AT PAGE 278, AS DOCUMENT NO. 847203.

Thes is not (is not) ... bomestead property.

Tegriber with all and ringular the herediuments and appartenances thereuras belonging:

and soning ordinances, recorded easements for public utilities, recorded building and use restrictions and covenants,

and will woment and defend the same.

Dured this Sth ... January Werren Minning · Merner Mindig (SEAL) (SEAL)

AUTHENTICATION

Warner Minuis

January 10 99 Bentr

TITLE: MEMBER STATE BAR OF WISCONSIN

THIS ENSTRUMENT WAS DRAFTED BY

SCOTT B. REIF. REIF & KENDALL

RANDOLPH. WISCONSIN 53956

(Signatures may be authenticated or acknowledged. Both are not mery)

House, of persons during in any expectly should by spirit or prised below that equation.

Office of Register of Deeds Dodge County, WI RECEIVED FOR RECORD JAN 15 1999

3100 o'clock

FEE EXEMP)

THE BRADE RECEIVED FOR RECORDED SATA STREET, WHITTER CHA BIAN

Scott R. Reif Reif & Kendall P.O. Box 153 Randolph, WI

53956

10

176-0140-00000

ACKNOWLEDGMENT State of Wisconsin, Pursonally cente before me this the show raw to me known to be the person ______ instrument and acknowledge the suma who executed the foregoing Notary Public, _ Course Wis. My commission at permanent. Of not, state expiration date:

Document Number

GROUNDWATER USE RESTRICTION

Declaration of Restrictions

In Re: The property described in Exhibit A, (Warranty Deed, Vol. 1011, Page 586, Dodge County Register of Deeds) hereby attached and made a part of this restriction.

STATE OF WISCONSIN)

COUNTY OF DODGE)

WHEREAS, Supermart, LLC, a Wisconsin corporation is the owner of the above-described property. Office of Register of Deeds
Dodge County, WI
RECEIVED FOR RECORD

MAY 4 2001

at 2:00 o'clock ______M.

CHRIS PLANASCH - Registrer

Recording Area

Name and Return Address Reif & Kendall P.O. Box 153 Randolph, WI.

Parcel Identification Number (PIN)

WHEREAS, one or more petroleum discharges have occurred on this property. Benzene, trimethylbenzenes, and napthalene contaminated groundwater above ch. NR 140, Wis. Adm. Code, enforcement standards existed on this property at the following location(s) on the following date(s): benzene, trimethylbenzenes, and napthalene in Monitoring Well 3 (MW3) at 29 micrograms per liter (ug/l), 1,590 ug/l, and 200 ug/l respectively on May 15, 2000, and benzene in MW2 at 6 ug/l on May 15, 2000, and benzene and trimethylbenzenes in MW5 at 21 ug/l and 507 ug/l respectively on May 15, 2000. The locations of MW2, MW3 and MW5 are identified on Exhibit B, hereby attached and made part of this restriction.

WHEREAS, it is the desire and intention of the property owner to impose on the property restrictions which will make it unnecessary to conduct further groundwater or soil remediation activities on the property at the present time.

WHEREAS, natural attenuation has been approved by the Department of Natural Resources to remediate groundwater contamination exceeding ch. NR 140, Wis. Adm. Code, groundwater standards within the boundaries of this property.

WHEREAS, construction of wells where the water quality does not comply with drinking water standards in ch. NR 809, Wis. Adm. Code, is restricted by chs. NR 811 and NR 812, Wis. Adm. Code. Special well construction standards or water treatment requirements, or both, or well construction prohibitions may apply.

NOW THEREFORE, the owner hereby declares that all of the property described above is held and shall be held, conveyed or encumbered, leased, rented, used, occupied and improved subject to the following limitation and restrictions:

Anyone who proposes to construct or reconstruct a well on this property is required to contact the Department of Natural Resources' Bureau of Drinking Water and Groundwater, or its successor agency, to determine what specific requirements are applicable, prior to constructing or reconstructing a well on this property. No well may be constructed on this property unless applicable requirements are met.

If construction is proposed on this property that will require dewatering, or if groundwater is to be otherwise extracted from this property, while this groundwater use restriction is in effect, the groundwater shall be sampled and analyzed for contaminants that were previously detected on the property and any extracted groundwater shall be managed in compliance with applicable statutes and rules.

This restriction is hereby declared to be a covenant running with the land and shall be fully binding upon all persons acquiring the above-described property whether by descent, devise, purchase or otherwise. This restriction benefits and is enforceable by the Wisconsin Department of Natural Resources, its successors or assigns. The Department, its successors or assigns, may initiate proceedings at law or in equity against any person or persons who violate or are proposing to violate this covenant, to prevent the proposed violation or to recover damages for such violation.

Any person who is or becomes owner of the property described above may request that the Wisconsin Department of Natural Resources or its successor issue a determination that one or more of the restrictions set forth in this covenant is no longer required. Upon the receipt of such a request, the Wisconsin Department of Natural Resources shall determine whether or not the restrictions contained herein can be extinguished. If the Department determines that the restrictions can be extinguished, an affidavit, attached to a copy of the Department's written determination, may be recorded to give notice that this deed restriction, or portions of this deed restriction, are no longer binding.

By signing this document, <u>Donald Burcham</u> asserts that he/she is duly authorized to sign this document on behalf of Supermart, LLC, a Wisconsin corporation.

IN WITNESS WHEREOF, the owner of the property has executed this Declaration of Restrictions, this _30th_ day of _April_____, 20_01__.

Signature: 2 mass Signature: Donald Burcham

Title: Member

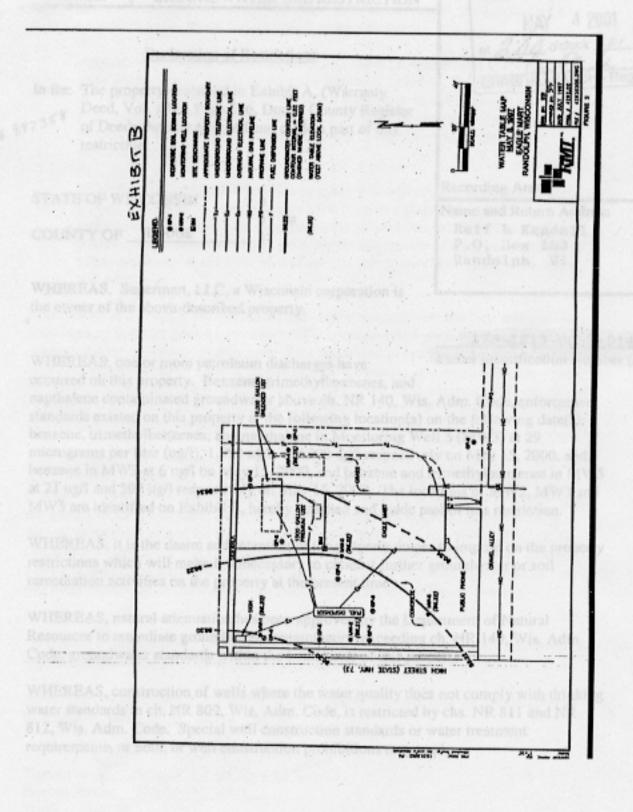
Subscribed and sworn to before me this 30 day of April , 2001

Notary Public, State of Wisconsin My commission is permanent

This document was drafted by the Wisconsin Department of Natural Resources based on information provided by RMT Inc.

EXHIBIT A

BB27EB	Manual 1997
882358 STATE BAR OF WISCONSE WARRANTY	DEED
DOCUMENT NO.	Office of Register of Deeds Dodge County, WI RECEIVED FOR RECORD
	RECEIVED FOR RECORD
This Deed, made between Worner Minnie	
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	1 /2.00
Supermart, LLC	CONSTRUCTOR RECORD
	FEE /
	EVENDY
Witnesseth, That the said Greece, for a valuable considerant	
	1 1/
private to General the following distorthed real estate in Dod;	
	NAME AND RETURN ADDRESS
	Reif & Kendall
	P.O. Box 153
ill that part of Lote 1 and 2,	Randolph, WI 53956
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Thes 10 not homestead property	
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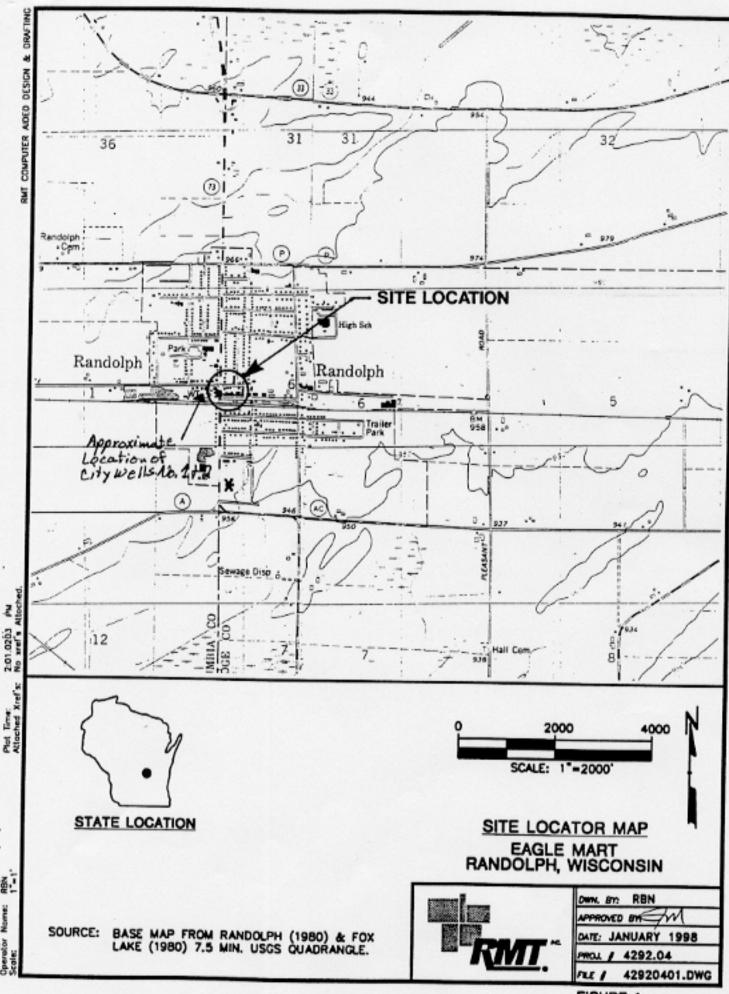
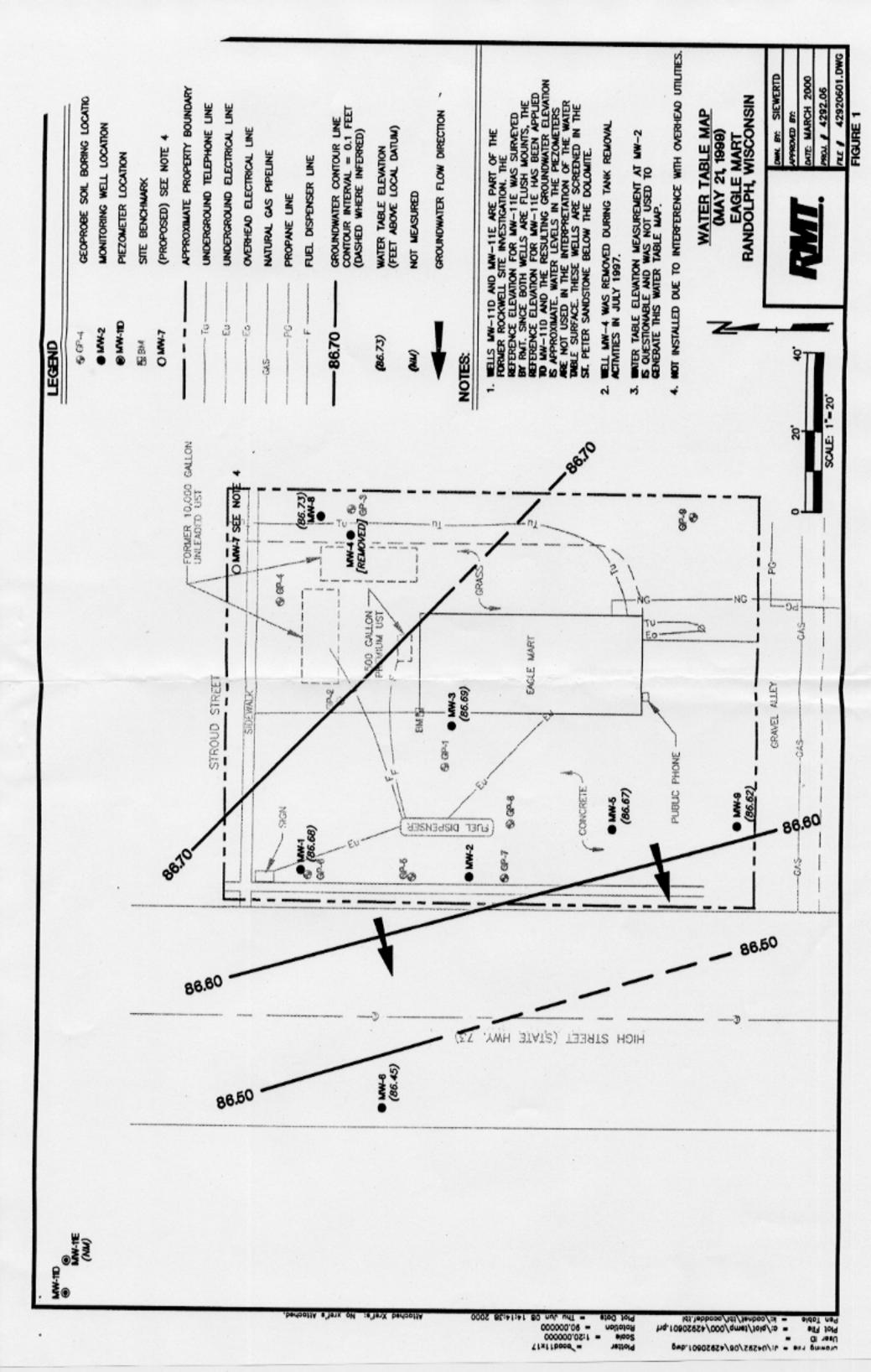


FIGURE 1



Summary of Groundwater Analytical Results Eagle Mart, Randolph, Wisconsin Table 2

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		NS 500	CNSID	NA	69	7.1	NA	73	82	6.87	200	NA	7.1	69	NA	7.2	2.0	6.78	07/	NA NA	7.8	7.0	NA	7.2	6.8	6.72	4.99	NA	NA	7.1	7.1	NA	7.3	6.71	7.2	69	7.1	7.1	VN	73	200	2.20	689	2.0	6'9	7.12	69
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magge	Letterdog vobsit	SNS	STANS PER	NA	2	-100	611-	123	-44.7	87	141	NA	8	121-	-103	-117	-892	27	100	207.	111	49	E.	18	6.69-	-102	100	NA	N. A.N.	28	-32	180	-104	1345	-147	-100	68	-118	-100	-183	-98.6	-110	138	159	0	45	-125
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spumodu	Self-series (1)	#10,000 P	3.000 at	2530	2,600	400	773	1,962	995	366	1,438	23	2,510	3210	830	1 960	360	126	1,163	93	3,040	1,586	2,300	120	2,440	1,112	345	1,100	250	2,273	740	1056	880	830	109	27	250	2090	291	523	++	48.15	1361	414	284	750	2000
Petroleum Compo	Name (See	2000	按		Г	160	480	730	240	130	009	4	260	1,100	360	240	180	150	820	06	0.06	520	290	617 8	890	480	160	240	170	97	200	430	310	250	0.02	4	180	31	120	210	25	425	75	×0>	230	36	13
Petro	10000	1000	200	chio	950	14	22	0.1	989	<5.0	415	5.1	422	965	20	180	436	412	489	7.1	<35	8	45.6	686	5	01>	3.8	930	411	5	900	c18	418	<18	<20	<0.38	21	423	13	21	<8.8>	41.0	2.2	<0.37	<3.8	40.45	40,600
	Jag	10 C 10 C	21.03.10	100	89	38	92	a.	285	17	31	3.2	100	t s	2	30	989	SA	12	9	<0,01>	420	61	26	3 6	411	<2.5	23	40	8	60	3	<18	<65>	421	40.25	21	980	30	2	(II)	43.0	12	<0.39	45.90	677	9.4
	981 981 981	1	大学の大学は大学	10/8	08/22/90	12/18/97	03/17/9S	96/18/48	10/01/98	12/18/96	05/21/99	05/15/00	05/88/30	08/22/80	12/18/97	03/17/98	10,01736	12/18/96	68/21/99	05/15/00	05/08/50	08/22/80	12/18/97 ⁽³⁾	03/12/98	10/01/08	12/15/96	65/21/99	05/15/80	26/90/50	05/08/30	08/22/90	1419/7/	06/18/98	10/01/98	12/18/96	05/12/59	03/13/00	08/22/97	141477	06/15/96	10/01/98	12/18/98	66/17/50	05/15/00	66/12/50	08/18/00	05/2733
			The Lates I be sell in	Party of	-								NOV-2								MW3								MW-4**	MW-5								MW-6							MW-8		Prince

Ediocement Spandards and Proventive Action Limits in effect March 2000.

Spanying pill year 220, Method SWENG-Richert Limits in effect March 2000.

Cholomorphism was present in the laboratory black at 0.66 kg/L.

FAM-4 was removed during land recovered activities to July 1990.

The measurement was margin in a sample that had been emplored to the est. Therefore, it is not representative.

All each are mag/L enough whose softenesses Standard or Proceeding Nation Land.
 NS = No standard, as current NB 100 Softenesses Standard or Proceeding Nation Land.
 Build-fare independence of an NB 100 Softenesses Standard or Proceeding Nation In Nation Nation.
 No Nation Landaum Annual Softenesses of the First Annual Standard Nation Nation.
 No Developed were innocessation necessated on the First Annual PNR sound.
 No National Annual Softeness are informated in the Land of Quantities.
 Not A Somple one analyzed due to an entirement multimost the land (FM uniquing sound. Penalty were all between 380 and 480 m. Not all discharates was detected to a well MAV at 100 by agil. I denote the Soft Annual Soft Soft Managing second.
 No Soften Businesses was detected to a well MAV at 100 by L. Land or well MAV 4 at 20 by L. Astrony the May 1999 sampling second. Oneshod by COS N23 pile.